

JS-6

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

**BROTHERHOOD OF
MAINTENANCE OF WAY
EMPLOYEES DIVISION/IBT,**

Plaintiff,

v.

BNSF RAILWAY,

Defendant.

Case No. 2:15-CV-05091-PA
(PJWx)

Assigned for all purposes to
Honorable Percy Anderson

**ORDER REGARDING ENTRY
OF FINAL JUDGMENT**

1 This matter having come before the Court on the parties' Joint Stipulation for
2 Entry of Final Judgment, and after considering the matter and reviewing all
3 submissions:

4 **THE COURT ADOPTS** the parties' joint stipulation that the record in this
5 matter shall be the record developed for and during the August 17, 2015 evidentiary
6 hearing on Defendant BNSF Railway's motion for a preliminary injunction.

7 **THE COURT FINDS** that judgment is proper for BNSF based on the
8 rationale set forth in the Court's Findings of Fact and Conclusions of Law dated
9 September 22, 2015 (Dkt. 60). The Court hereby adopts and incorporates those
10 Findings of Fact and Conclusions of Law as if set forth fully herein. In particular,
11 "[t]he Court concludes, after reviewing the evidence, that the dispute is minor, [and]
12 that BNSF has not violated the RLA." (Dkt. 60, at 7).

13 **NOW THEREFORE**, based on the foregoing, it is hereby **ORDERED** that
14 Plaintiff BMWED recover nothing, the action be dismissed on the merits and with
15 each party to bear its own attorneys' fees and costs.

16 The Clerk shall enter this Judgment forthwith.

17 **IT IS SO ORDERED.**

18
19 Dated: December 18, 2015.



HON. PERCY ANDERSON
UNITED STATES DISTRICT JUDGE